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WOOD *v.* J. W. JEFFERIES & CO.

Jan. 12, 1915.

[83 S. E. 1074.]

1. Partnership (§ 241*)—Dissolution—Notice to Former Customers.

—A retiring partner is not relieved from liability to a prior customer of the firm, continuing to deal with it, unless actual knowledge of the dissolution of the firm is brought home to him, though no notice has been given.

[Ed. Note.—For other cases, see Partnership, Cent. Dig. §§ 479½, 480, 651, 652, 654, 657, 659, 665; Dec. Dig. § 241.* 10 Va.-W. Va. Enc. Dig. 868.]

2. Partnership (§ 241*)—Dissolution—Notice to Former Customers.

—A retiring partner is not relieved from liability for existing debts of the firm, nor for debts subsequently contracted to persons who had never dealt with the firm, unless notice of the fact is given to the public by general advertisement in newspapers or otherwise.

[Ed. Note.—For other cases, see Partnership, Cent. Dig. §§ 479½, 480, 651, 652, 654, 657, 659, 665; Dec. Dig. § 241.* 10 Va.-W. Va. Enc. Dig. 868.]

3. Partnership (§ 241*)—Dissolution—Notice to Former Customers.

—A publication in a newspaper of a notice of dissolution of a firm by the withdrawal of a partner and of the continuance of the business at the same place and under the same name is not in itself notice to a previous customer of the firm, and where he has no actual notice the retiring partner is liable on a note subsequently executed by the new firm.

[Ed. Note.—For other cases, see Partnership, Cent. Dig. §§ 479½, 480, 651, 652, 654, 657, 659, 665; Dec. Dig. § 241.* 10 Va.-W. Va. Enc. Dig. 868.]

4. Appeal and Error (§ 1068*)—Harmless Error—Errors Not Affecting Result.—Where the jury under proper instructions could not properly have found a different verdict, errors in the giving and refusal of instructions will not be considered.

[Ed. Note.—For other cases, see Appeal and Error, Cent. Dig. §§ 4225-4228, 4230; Dec. Dig. § 1068.* 1 Va.-W. Va. Enc. Dig. 600; 14 Va.-W. Va. Enc. Dig. 96; 15 Va.-W. Va. Enc. Dig. 70.]

Error to Hustings Court of City of Richmond.

Action by J. W. Jeffries & Co. against Mary H. Wood and another, as partners. There was a judgment for plaintiff, and defendant named brings error. Affirmed.

J. M. Gregory, of Woodland Heights, for plaintiff in error.

J. M. Turner, of Manchester, for defendant in error.

*For other cases see same topic and section NUMBER in Dec. Dig. & Am. Dig. Key No. Series & Rep'r Indexes.